

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Andhra Pradesh Medical & Health Services - Dr.M.Srihari, Medical Officer, Leprosy Control Unit, Jangon, Warangal District (Now Retired) - Initiated disciplinary action - Imposed punishment of stoppage of Two Annual Grade Increments with cumulative effect besides recovery of the amount towards family planning incentive Increments w.e.f. 1-11-1978 - Appeal allowed - Set aside the punishment - Orders - Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.1) DEPARTMENT

G.O.Rt.No. 474

Dated: 31-03-2010.

Read the following:-

1. G.O.Ms.No.258, HM&FW (B2) Dept., dt.21.05.1988.
2. APAT Rp.No.4824/88 interim order dt.16.09.1988.
3. Appeal petition of Dr.M.Srihari, MO (Retd) dt.10.12.2008.
4. Govt. Memo.No.3613/VC.II.1/01-7, dt.31.10.2008.

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ORDER:

Whereas it has been brought to the notice of Government on certain allegation leveled against Dr.M.Srihari, Medical Officer, Leprosy Control Unit, Jangon, Warangal District after examined the case and issued necessary charges and appointed Enquiry Officer to conduct enquiry in the matter and finally imposed a punishment of stoppage of two Annual Grade Increments with cumulative effect beside recovery of the amount drawn towards family planning Incentive Increments w.e.f. 1.11.1978, vide reference 1st read above.

2. Aggrieved by the above said order, Dr.M.Srihari, Medical Officer filed Revision Petition before Hon'ble Tribunal in RP.No.4824/1988 and the Hon'ble Tribunal passed an interim orders dt.16.09.1988 i.e. recovery of the Incentive Increment orders in G.O.Ms.No.258, dt.21.05.1988 shall be stayed for a period of (14) days from today. Subsequently, the Hon'ble Tribunal orders dt.30.09.1988 extended interim orders for (2) weeks and the Hon'ble Tribunal in its orders dt.14.10.1988 passed orders that "*the Interim orders dt.16.09.1988 shall continue to operate till further orders*". Since passed above said orders, no final report has been received from the Hon'ble Tribunal till today.

3. In the reference 3rd read above, Dr.M.Srihari, Medical Officer (Retired) has submitted an appeal petition for sanction of full pension and pensionary benefits. In this connection, the Government Pleader for Medical & Health (S), A.P. Administrative Tribunal, vide her letter No.RP.4824/88/BVSV/M&H(S), dt.25.07.2008 had informed that the said RP.No.4824/1988 was not pending in A.P. Administrative Tribunal and no record was available in her office. Government after careful examination of the above information of the Government Pleader for Medical & Health (S), A.P. Administrative Tribunal have called for certain information from the Director of Health, vide reference 4th read above.

4. In the meanwhile Government have re-examined the entire issue and observed that the punishment was imposed in the year 1988 and the interim stay orders in RP.NO.4824/1988 were issued 20 years ago and final disposal of the case is not known till date, further Dr.M.Srihari, Medical Officer Retied on 31.10.2003. Thus the individual has been suffering for more their 20 years keeping in view the long service rendered by the doctor it is felt that the ends of Justice would be met if his appeal is admitted. Government have therefore decided to set aside the orders issued in the reference 1st read above in the matter.

(P.T.O.)

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5. Accordingly, Government hereby set aside the earlier punishment orders issued, vide reference 1st read above by way of admitting the appeal petition of Dr.M.Srihari, Medical Officer, Leprosy Control Unit, Jangon, Warangal District (Now Retired) and order for release of his pension and pensionary benefits accordingly.

6. The Director of Health, A.P. Hyderabad shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. P.V. RAMESH
SECRETARY TO GOVERNMENT**

To
Dr.M.Srihari, Medical Officer, Leprosy Control Unit, Jangon,
Warangal District **through** the Director of Health,
A.P. Hyderabad.
The Director of Health, A.P. Hyderabad.

Copy to:

The District Treasury Officer, Warangal District.
The Accountant General, A.P. Hyderabad.
SF/SC

//FORWARDED:: BY ORDER//

SECTION OFFICER